

August 12 2010

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

## IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 10-0176

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JEFFERY ALLEN WEER,

Petitioner and Appellant,

v.

STATE OF MONTANA,

Respondent and Appellee.

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**FILED**

AUG 12 2010

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

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**MOTION FOR EXTENSION OF TIME**

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The Appellee, State of Montana, respectfully requests a 30-day extension of time until September 13, 2010, in which to prepare, serve, and file its response brief in the above-entitled matter. The brief is presently due on August 12, 2010, and this is the State's first extension request.

This motion is made due to the heavy workload under which the attorney assigned to this case is presently working, making it impossible to properly research, consider, and brief the issues raised by the Appellant within the time allotted.

Opposing counsel has been contacted concerning this motion, and does not object.

Respectfully submitted this 12th day of August, 2010.

STEVE BULLOCK  
Montana Attorney General  
Justice Building  
P.O. Box 201401  
Helena, MT 59620-1401

By: 

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C. MARK FOWLER  
Assistant Attorney General

**CERTIFICATE OF SERVICE**

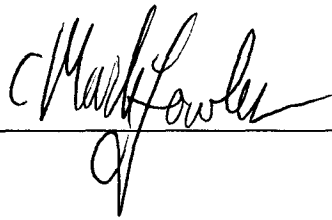
I hereby certify that I caused a true and accurate copy of the foregoing  
Motion for Extension of Time to be mailed, first class postage paid, to:

Mr. Jeffrey T. Renz  
Clinical Professor of Law  
School of Law  
University of Montana  
Missoula, MT 59812

Mr. Fred Van Valkenburg  
County Attorney  
200 West Broadway  
Missoula, MT 59107-5025

DATED: \_\_\_\_\_

8-12-10

  
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